



ROBINSON MCFADDEN
ATTORNEYS AND COUNSELORS AT LAW

174084
ROBINSON, MCFADDEN & MOORE, P.C.

COLUMBIA | GREENVILLE

May 19, 2005

HAND DELIVERED

Mr. Charles Terreni
Executive Director
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210

Bonnie D. Shealy
1901 MAIN STREET, SUITE 1200
POST OFFICE BOX 944
COLUMBIA, SOUTH CAROLINA 29202

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bshealy@robinsonlaw.com

**Re: Generic Docket – Investigate Emergency Services Continuity Plans
Docket No. 2005-100-C**

Dear Mr. Terreni:

Enclosed for filing please find the petition to intervene of US LEC of South Carolina Inc. in the above referenced docket. By copy of this letter we are serving the same on all counsel of record. Please stamp the extra copies provided as proof of filing and return them with our courier. Should you need any additional information, please contact me.

Very truly yours,

ROBINSON, MCFADDEN & MOORE, P.C.

Bonnie D. Shealy

Bonnie D. Shealy

bds
Enclosure

cc/enc: Terry J. Romine, Esquire (via email)
Dan F. Arnett, Chief of Staff for ORS
Patrick W. Turner, BellSouth General Counsel
Scott Elliott, Esquire for Sprint
William R. Atkinson, Esquire for Sprint
Mr. Stan Bugner for Verizon
Steven W. Hamm, Esquire for Verizon
Ms. Daphne Werts (via email)

174084

#2-8/31/05 1030

2005 MAY 19 PM 3:12

SO. CAROLINA

REC'D

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2005-100-C

IN RE:)
)
Generic Proceeding to Investigate Emergency)
Services Continuity Plans)

PETITION TO INTERVENE

US LEC of South Carolina Inc. ("US LEC"), by and through its undersigned counsel and pursuant to Section 103.836 of the Commission's Rules of Practice and Procedure and the Notice of Generic Proceeding dated April 19, 2005 issued in the above-styled proceeding, hereby petitions the Commission for leave to intervene as a formal party of record in the above-styled proceeding and give notice of its intent to testify and present evidence at the hearing, if scheduled, in this proceeding. In support of the Petition and Notice, US LEC shows as follows:

1. The name and address of the authorized representatives for the petitioners is:

Bonnie D. Shealy, Esquire
Robinson, McFadden & Moore, P.C.
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, South Carolina 29202
Telephone (803) 779-8900
Facsimile (803) 252-0724
bshealy@robinsonlaw.com

Terry J. Romine
Deputy General Counsel – Regulatory
US LEC Corp.
6801 Morrison Boulevard
Charlotte, NC 28209
(704) 319-1119
trromine@uslec.com

2. US LEC is authorized to provide local exchange and exchange access telecommunications services in South Carolina under a certificate of public convenience and necessity issued by this Commission. US LEC has an interest in, and could be affected by the results of, this proceeding sufficient to support intervention.

3. US LEC has not yet fully developed its position in this proceeding.

4. US LEC reserves the right to provide testimony and other evidence at the hearing in this proceeding. At this time, US LEC is unable to assess the length of time that it may require to make its presentation to the Commission, but does not anticipate that it should exceed two (2) hours.

5. US LEC's intervention will aid the Commission by assisting in the development of a full and fair record to address the issues raised in this proceeding. US LEC is informed and believes that granting its request to be made a party of record in this proceeding is in the public interest, is consistent with the policies of the Commission in encouraging maximum public participation in the issues before it, and should be allowed so that a full and complete record can be developed.

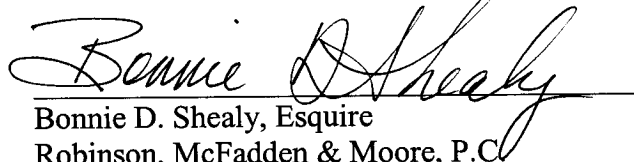
WHEREFORE, US LEC respectfully requests that the Commission allow US LEC to intervene as a formal party of record in this proceeding and the US LEC be allowed to participate fully in this proceeding and to take such positions as it deems advisable.

Dated this 19th day of May, 2005.

Respectfully submitted,

US LEC OF SOUTH CAROLINA INC.

By:

A handwritten signature in cursive script, reading "Bonnie D. Shealy", written over a horizontal line.

Bonnie D. Shealy, Esquire
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BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2005-100-C

RECEIVED
2005 MAY 19 PM 3:12
SOUTH CAROLINA
PUBLIC SERVICE COMMISSION

In Re:)
)
Generic Proceeding to Investigate)
Emergency Services Continuity)
Plans)
_____)

CERTIFICATE OF SERVICE

This is to certify that I, Mary F. Cutler, a legal assistant with the law firm of Robinson, McFadden & Moore, P.C., have this day caused to be served upon the persons named below the **Petition to Intervene of US LEC of South Carolina Inc.** in the foregoing matter by placing a copy of same in the United States Mail, postage prepaid, in an envelope addressed as follows:

Patrick W. Turner, Esquire
BellSouth Telecommunications, Inc.
Post Office Box 752
Columbia, SC 29202

William R. Atkinson,
Attorney, State Regulatory, Sprint
3065 Cumberland Circle
Mailstop GAATLD0602
Atlanta, GA 30339

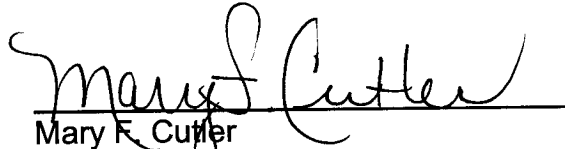
Scott A. Elliott, Esquire
Elliott & Elliott
721 Olive Street
Columbia, SC 29205

Steven W. Hamm, Esquire
Richardson, Plowden, Carpenter & Robinson, PA
P.O. Drawer 7788
Columbia, SC 29202-7788

Stan J. Bugner, State Director
Verizon Select Services, Inc.
1301 Gervais Street, Suite 825
Columbia, SC 29201

Dan F. Arnett, Chief of Staff
Office of Regulatory Staff
1441 Main Street, 3rd Floor
Columbia, SC 29201

Dated at Columbia, South Carolina this 19th day of May 2005.


Mary F. Cutler